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Attorney Docket No. P01-3686 Client/Matter No. 68854.0187 Express Mail No. EV035490525US

Confirmation No.: 7277

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen J. Sicola, Bruce Sardeson, Dennis Spicher, Bruce Roberts, Bill Pagano, and Allen B. Kelton

Serial No. 10/004,374

Filed: October 19, 2001

For: SYSTEM AND METHOD FOR LOCATING A FAILED STORAGE DEVICE IN A DATA STORAGE SYSTEM

Group Art Unit: 2184

Examiner:

## RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS
Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, Filing Date Granted, mailed December 28, 2001, submitted herewith is a signed Declaration for Patent Application; a check in the amount of \$130 to cover the surcharge for a large entity; and a copy of the PTO Notice form. Any fee deficiency associated with this communication may be charged to Deposit Account No. 50-1123.

In view of the large entity status to which the application is entitled, it is believed that the original filing fee paid was correct and that only the surcharge fee remains to be paid.

Also enclosed is a Recordation Form Cover Sheet PTO 1595 with executed Assignment and recording fee of \$40.00. Please forward the Assignment to the Recording Branch for

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recording.

Date:

William J. Kubida, Registration No. 29,664

**HOGAN & HARTSON LLP** 

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1200 17th Street, Suite 1500

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# CERTIFICATE OF MAILING BY EXPRESS MAIL

**BOX MISSING PARTS** 

**Assistant Commissioner for Patents** Washington, D.C. 20231

Sir:

The undersigned hereby certifies that the following documents:

- Response to Notice to File Missing Parts; 1.
- Copy of Notice to File Missing Parts of Application Filing Date Granted, form 2. and surcharge payment of \$130;
- **Executed Declaration:** 3.
- Recordation Form Cover Sheet PTO 1595 with Executed Assignment and 4. Recording Fee of \$40.00;
- Certificate of Mailing By Express Mail; 5.
- 6. Return postcard;

relating to the above application, were deposited as "Express Mail", Mailing Label No. EV035490525US with the United States Postal Service, addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C., 20231 15

Date

William J. Kubida, Reg. No. 29,664

**HOGAN & HARTSON LLP** 

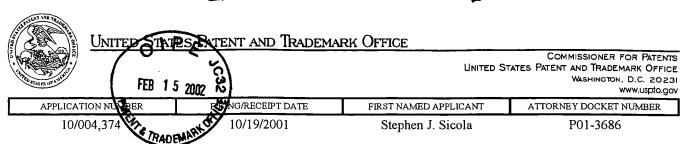
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**CONFIRMATION NO. 7277** 

**FORMALITIES LETTER** 

OC000000007240201\*

Date Mailed: 12/28/2001

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
  - To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
  - The balance due by applicant is \$ 130.

A copy of this notice <u>MUST</u> be returned with the reply.

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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